THE HON'BLE SRI JUSTICE K.C.BHANU

WRIT PETITION No. 21583 of 2001

Dated: 24.08.2005

Between:

T.Asunta, w/o. T.Surendra Pal Singh,

36 years, consultant for mentally handicapped,

r/o. plot no.194, Vayupuri, Sainikpuri post,

Secunderabad.

… Petitioner

And

1) National Institute for the Mentally Handicapped
(Ministry of Social Justice and Empowerment),

Govt. of India, Office at Manovikasnagar,
Secunderabad-9, rep. by its Director.

& another

…Respondents

ORDER:

Challenging the notification no.25/53 published in Employment News dated 22.09.2001-28.09.2001 issued by the first respondent in so far as filling up the post of Principal for Special Educational Centre under Sl. No.6 as contrary to the panel of selection candidates for consideration under earlier notification questioned in W.P. No.26973 of 1999 and for consequential direction to respondents to appoint the petitioner to the said post, the present Writ Petition is filed.

Considering the submissions made and on perusal of the record, it is for the respondents to take appropriate decision on the filling up those posts. The petitioner can not claim it as a matter of right because he is in the panel of waiting list. There is no factual foundation as to how the notification issued by the respondents is contrary to any of the provisions of the Constitution of India. In the absence of any factual foundation, the respondents can not be prevented to proceed in filling up the posts. Therefore, no right of the petitioner is infringed in issuing the notification. The Writ Petition is devoid of merits.

Accordingly, the Writ Petition is dismissed. No costs.

(K.C.BHANU, J.)

24.08.2005

DRK